

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 298 of 1986

With

CIVIL APPLICATION NO. 11320 of 1998

For Approval and Signature:

Hon'ble CHIEF JUSTICE MR DM DHARMADHIKARI

And

MR.JUSTICE C.K.THAKKAR

- =====
1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
 4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
 5. Whether it is to be circulated to the Civil Judge? : NO

TILAKBHAI CHANDULAL SHAH

Versus

STATE OF GUJARAT

Appearance:

MR NR OZA for Petitioners
Mrs. Manisha Lavkumar, Ld.AGP for Respondent No. 1
NANAVATI & NANAVATI for Respondent No. 2
MR HM BHAGAT for Respondent No. 3
(MR GN DESAI) for Respondent No. 5
MR RM DESAI for Respondent No. 6

CORAM : CHIEF JUSTICE MR DM DHARMADHIKARI and

Date of decision: 31/01/2000

ORAL JUDGEMENT

Per: D.M. Dharmadhikari, C.J. :-

No one appears on behalf of the petitioners. Learned counsel appearing for Ahmdabad Municipal Corporation states that, this Public Interest Litigation has now become infructuous, as on the basis of specific resolution of the Corporation the proposed allotment of plot for construction of Five Star Hotel has been cancelled. In view of the above statement it is not necessary to continue with this Public Interest Litigation. It is accordingly disposed of as infructuous. Rule discharged. Interim relief stands vacated with no order as to cost. No order on civil application.

The order made in this petition will not in any manner prejudice the merits of the case in Special Civil Application No. 3039 of 1999. This clarification we are making later on at the appearance of learned counsel Mr. Chudigar for M/s. Nanavati Associates. Special Civil Application No. 3039/99 be listed before the appropriate Court.

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